

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
SAN BERNARDINO DISTRICT

FEB 14 2022

Barbara Laitan

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CRYSTAL HORNE

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN BERNARDINO

CRYSTAL HORNE,

Plaintiff,

vs.

TARGET CORPORATION, a Minnesota
corporation; and DOES 1 through 50, inclusive,

Defendants.

Case No.: **CIV SB 2203561**
Judge:
Dept.:

COMPLAINT FOR DAMAGES FOR

- 1. NEGLIGENCE;**
- 2. PREMISES LIABILITY**

DEMAND FOR JURY TRIAL

FILED

COMES NOW Plaintiff CRYSTAL HORNE, an individual, who complains and alleges as follows:

1. Plaintiff Crystal Horne (hereinafter, or "Plaintiff") is, and at all relevant times was, a resident of the county of San Bernardino and the State of California.

2. Plaintiff is informed and believes, and thereupon alleges that at all times mentioned herein, Defendant TARGET CORPORATION, was a Minnesota Corporation, duly authorized to conduct business and was conducting business in the City of Hesperia, County of San Bernardino, State of California.

1 designed, installed, built, managed, supervised, inspected and/or otherwise controlled a Target Store
2 located at 12795 Main Street, Hesperia, California 92345 (herein after, the "PREMISES").

3 7. Defendants TARGET CORPORATION and DOES 1 through 50, and each of them, failed
4 to own, lease, operate, maintain, design, install, build, manage and/or otherwise control the PREMISES
5 in a safe condition.

6 8. On or about March 13, 2020, Defendants TARGET CORPORATION and DOES 1 through
7 50, and each of them, so negligently owned, leased, operated, maintained, designed, installed, built,
8 managed, supervised, inspected and/or controlled the PREMISES in a manner that unsafe and dangerous
9 conditions were created or caused to exist which led to an incident wherein Plaintiff was injured while at
10 the PREMISES and suffered severe bodily harm.

11 9. On March 13, 2020, Plaintiff was lawfully at and upon the PREMISES when she was
12 caused to slip and fall as a result of the dangerous conditions of the PREMISES, including but not limited
13 to trip/slip hazards, inadequate fixtures and/or supplies, inadequate signing, inadequate floors, and/or
14 failure to warn of dangerous condition, and/or obstructed walkways. Specifically, while Plaintiff was
15 walking in the check stand lanes, she suddenly and unexpectedly came into contact with a slippery
16 substance and/or object on the floor, causing her to slip and fall. Plaintiff was injured as a direct and
17 proximate result of encountering the unsafe and dangerous conditions that existed at Defendants'
18 PREMISES.

19 10. As a proximate result of the conduct of Defendants TARGET CORPORATION and DOES
20 1 through 50, and each of them, Plaintiff sustained losses in an amount to be determined at trial, including
21 but not limited to, physical injuries to her body requiring medical treatment and care, physical pain and
22 mental suffering, loss of earnings and the capacity to maintain gainful employment, among other general
23 and special damages in an amount to be determined according to proof.

24 **FIRST CAUSE OF ACTION**

25 **NEGLIGENCE**

26 **(As Against All Defendants)**

27 11. Plaintiff re-alleges and incorporates by reference each and every allegation above as though
28 fully set forth in detail herein.

1 12. Defendants TARGET CORPORATION and DOES 1 through 50, and each of them, owed
2 a duty to Plaintiff to exercise ordinary care and skill to avoid causing foreseeable harm to Plaintiff and
3 other similarly situated persons. Defendants, and each of them, had a duty to use reasonable care to
4 discover any unsafe conditions on the PREMISES and to repair, replace, or give adequate warning of
5 anything that could reasonably be expected to harm others.

6 13. Defendants TARGET CORPORATION and DOES 1 through 50, and each of them,
7 breached that duty of care by negligently and carelessly managing, operating, inspecting, controlling,
8 supervising and/or maintaining the PREMISES. Defendants knew or should have known that the
9 dangerous conditions were present and/or Defendants (and/or their employees or agents) created such
10 conditions. Defendants failed to take reasonable steps to repair, replace, or give adequate warning of the
11 dangerous and unsafe conditions of the PREMISES, which Defendants, and each of them, created or
12 otherwise failed to repair despite reasonable time and opportunity to take corrective action. Specifically,
13 while Plaintiff was walking in the check stand lanes, she suddenly and unexpectedly came into contact
14 with a slippery substance and/or object on the floor, causing her to slip and fall. Plaintiff was injured as a
15 direct and proximate result of encountering the unsafe and dangerous conditions that existed at
16 Defendants' PREMISES.

17 14. As a proximate result of the conduct of Defendants TARGET CORPORATION and DOES
18 1 through 50, and each of them, Plaintiff sustained losses in an amount to be determined at trial, including
19 but not limited to, physical injuries to her body requiring medical treatment and care, physical pain and
20 mental suffering, loss of earnings and the capacity to maintain gainful employment, among other general
21 and special damages in an amount to be determined according to proof.

22 **SECOND CAUSE OF ACTION**

23 **PREMISES LIABILITY**

24 **(As Against All Defendants)**

25 15. Plaintiff re-alleges and incorporates by reference each and every allegation above as though
26 full set forth in detail herein.

27 16. TARGET CORPORATION and DOES 1 through 50, and each of them, including without
28 limitation their vendors, agents, employees, co-workers and others, owned, leased, operated, maintained,

1 designed, installed, built, managed, inspected and/or otherwise controlled the PREMISES.

2 17. Defendants, and each of them, had a duty to use reasonable care to keep the PREMISES in
3 a reasonably safe condition for use by Plaintiff and others similarly situated. Defendants, and each of
4 them, had a duty to use reasonable care to discover any unsafe conditions on the PREMISES and to repair,
5 replace, or give adequate warning of anything that could reasonably be expected to harm others.

6 18. Defendants, and each of them, breached their above-described duties and failed to use
7 reasonable care to protect Plaintiff and others similarly situated from the foreseeable harm caused by the
8 dangerous and unsafe conditions that existed at the PREMISES. Defendants knew or should have known
9 that the dangerous conditions were present and/or Defendants (and/or their employees or agents) created
10 such conditions. Defendants failed to take reasonable steps to repair, replace, or give adequate warning of
11 the dangerous and unsafe conditions of the PREMISES, which Defendants, and each of them, created or
12 otherwise failed to repair despite reasonable time and opportunity to take corrective action. Specifically,
13 while Plaintiff was walking in the check stand lanes, she suddenly and unexpectedly came into contact
14 with a slippery substance and/or object on the floor, causing her to slip and fall. Plaintiff was injured as a
15 direct and proximate result of encountering the unsafe and dangerous conditions that existed at
16 Defendants' PREMISES.

17 19. The above-described conditions created an unreasonable risk of harm which Defendants
18 and each of them, knew about, either because the Defendants created the condition or because Defendants,
19 in the exercise of reasonable care, should have discovered through reasonable, periodic inspections of the
20 property.

21 20. Defendants' breach of their duty of care was a legal cause of, and a substantial factor in,
22 Plaintiff's harm and damages as alleged herein.

23 21. As a proximate result of the conduct of the Defendants, and each of them, Plaintiff
24 sustained losses in an amount to be determined at trial, including but not limited to, physical injuries to
25 her body requiring medical treatment and care, physical pain and mental suffering, loss of earnings and
26 the capacity to maintain gainful employment, among other general and special damages in an amount to
27 be determined according to proof.

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PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays for judgment against the Defendants, and each of them, as follows:

1. General damages/non-economic damages in a sum according to proof against all Defendants;
2. Special damages/economic losses, including but not limited to, loss of earnings, loss of earning capacity, medical expenses, property damage, loss of use, and all incidental expenses, according to proof;
3. Costs of suit and interest, according to proof to the extent allowed by law; and;
4. For such other and further relief as the court may deem just and proper.

Dated: February 14, 2022

VAZIRI LAW GROUP, APC

By: 

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